

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Free Eye Camp at Podili, Prakasam District on 20.04.1999 - Loss of vision for 24 patients to the operated eye - Allegations of negligence of duties against Dr.S.Murali, Civil Surgeon Specialist, District Hospital, Ongole, Prakasam District - Disciplinary action - Punishment of reduction from Civil Surgeon Specialist to the post of Civil Assistant Surgeon under the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 - Orders - Issued.

HEALTH, MEDICAL AND FAMILY WELFARE (VC.II.2) DEPARTMENT

G.O.Rt.No. 1329

Dated: 13-10-2009.

Read the following:

1. Preliminary Enquiry Report of the Joint Collector, Ongole, Dt.30-06-1999 received through the Collector & Dist. Magistrate, Ongole, letter Rc.No.2609/E2/99, dt.6-7-1999.
2. Govt. Memo.No.22825/B1/99-4, HM&FW Dept., Dt.11.01.2000.
3. Explanation of Dr.S.Murali, CSS, Dist. Hospital, Ongole, dt.10.2.2000.
4. Govt. Memo.No.22825/B1/99-10, dated 20-08-2001.
5. From the Commr., APVVP, Hyderabad letter Rc.No.6158/VC.I/99, dt.09.08.2002.
6. Govt. Memo.No.22825/VC.II.2/99-7, HM&FW Dept., dt.16.6.2007.
7. letter No.22825/VC.II(2)/1999-15, dt.6-5-2008.
8. Govt. Memo.No.22825/VC.II.2/99-16, dt.10-11-2008.
9. Explanation of Dr.S.Murali, CSS, dated 12-12-2008.
10. Letter No.22825/VC.II(2)/1999-22, dt.15-06-2009.
11. From the Secretary, A.P.P.S.C., letter No.1042/RT-I/1/2007, dated.22-10-2007.

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Whereas, it has been brought to the notice of Government by the Collector and District Magistrate, Prakasam District, that an eye camp was conducted at Podili Government Hospital on 20-04-1999. In which 76 patients were operated for cataract. However, 24 patients were lost their eye sight for the operated eye, thereon directed the Joint Collector to conduct detailed enquiry and the said report forwarded to Government, vide reference 1st read above. Government after examination of the report of the Joint Collector, Ongole, Prakasam District, i.e. preliminary enquiry report and found a prima facie case establishing against Government official, and issued articles of charges to Dr.S.Murali, Civil Surgeon Specialist, District Hospital, Ongole, Prakasam District, vide reference 2nd read above. The Charged Officer has submitted his explanation to the articles of charges, vide reference 3rd read above. Government have examined the said explanation with the Technical Committee and appointed the Regional Director of Medical & Health Services, Guntur as Enquiry Officer to conduct regular enquiry in to the charges framed against the individual, vide reference 4th read above. The Enquiry Officer has submitted the Enquiry Report, which was received through reference 5th read above.

(P.T.O)

2. And whereas, based on the Enquiry Officer's report, Government have in consulted with appropriate competent authority and arrived at a Provisional decision and issued a show cause notice for calling for his explanation as to why suitable punishment should not be imposed on him on the charges of negligence in duties, vide reference 6th read above. A copy of the report of the Enquiry Officer was also made available to him. The Charged Officer has submitted his reply. As the explanation submitted by the individual was not found convincing and Government have decided to confirm the provisional decision i.e. impose the penalty of reversion from the post of Civil Surgeon Specialist to Civil Assistant Surgeon on Dr.S.Murali, Civil Surgeon Specialist, District Hospital, Ongole, Prakasam District.

3. And whereas, in the reference 7th read above, the Andhra Pradesh Public Service Commission was consulted for its concurrence, the Andhra Pradesh Public Service Commission had returned the proposal with a request to furnish details / reasons for deviation from Inquiry Officer's findings (i.e. to take a lenient view against the Accused Officer's). Government after examination of the matter, have issued revised show cause notice to the individual, with duly indicated the disagreement factors, vide reference 8th read above and the Charged Officer has submitted his explanation to the revised show cause notice, vide reference 9th read above. Government after careful examination of the explanation of the Charged Officer found no new grounds and decided to confirm the earlier provisional decision already taken, i.e. imposition of the penalty of reversion from Civil Surgeon Specialist post to Civil Assistant Surgeon against Dr.S.Murali, Civil Surgeon Specialist. With the above, Government have furnished the information to the Andhra Pradesh Public Service Commission for their concurrence, vide reference 10th read above.

4. And whereas, the Andhra Pradesh Public Service Commission, have accepted the proposal i.e. reversion from the post of Civil Surgeon Specialist to Civil Assistant Surgeon on Dr.S.Murali, Civil Surgeon Specialist, accordingly conveyed the concurrence of the Commission in the letter 11th read above. Government after careful examination of the entire issue and decided to imposed a penalty of reversion from CSS post to Civil Assistant Surgeon on Dr.S.Murali, Civil Surgeon Specialist under clause (vii) of Rule 9 of A.P. Civil Services (Classification, Control and Appeal) Rules, 1991, in the matter.

5. Accordingly, the Government under clause (vi) of rule 9 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991, is hereby impose a punishment of reversion from the post of Civil Surgeon Specialist to Civil Assistant Surgeon on Dr.S.Murali, Civil Surgeon Specialist, District Hospital, Ongole at Prakasam District, with immediate effect in the matter.

6. The Commissioner, Andhra Pradesh Vaidya Vidhana Parishad, Hyderabad shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**DR. VIJAY KUMAR
EX-OFFICIO SECRETARY TO GOVERNMENT**

To

Dr.S.Murali, Civil Surgeon Specialist, District Hospital, Ongole at
Prakasam District, **through** the Commissioner,
A.P. Vaidya Vidhana Parishad, Hyderabad.

The Commissioner, A.P. Vaidya Vidhana Parishad, Hyderabad.

Copy to:

The Accountant General, A.P. Hyderabad.

The District Treasury Officer, Ongole. Prakasam District.

The A.P. Vigilance Commission, Hyderabad

(with reference to Lr.No.949/VC.E2/01-5, Dt.21-10-2008)

The Secretary, Andhra Pradesh Public Service Commission, Hyderabad.

P.S. to Minister (H &FW).

P.S. to Principal Secretary to Government.

P.S. to Ex-Officio Secretary to Government.

The Health, Medical & Family Welfare (B) Department.

SF/SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER